



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Offic

COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR				ATTORNEY DOCKET NO.
08/961,936	10/31/9/	KUYU			J	B-3379-61628
Г		IM11/0125		-7	EXAMINER	
LADAS & PARRY 5670 WILSHIRE	: BOULEVARD				WU, D	t
SUITE 2100 LOS ANGELES C	:A 90036				ART UNIT	PAPER NUMBER

DATE MAILED: 01/25/99

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trad marks

Application No.

08/961,956

David Wu

Applicant(s)

Royo et al.

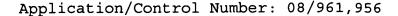
Office Action Summary

Examiner

Group Art Unit 1713



☐ Responsive to communication(s) filed on				
☐ This action is FINAL .				
Since this application is in condition for allowance except in accordance with the practice under Ex parte Quayle, 19				
A shortened statutory period for response to this action is se is longer, from the mailing date of this communication. Failu application to become abandoned. (35 U.S.C. § 133). Extendig CFR 1.136(a).	re to respond within the period for response will cause the			
Disposition of Claims				
X Claim(s) 1-18	is/are pending in the application.			
Of the above, claim(s)	is/are withdrawn from consideration.			
Claim(s)	is/are allowed.			
Claim(s)	is/are rejected.			
Claim(s)				
X Claims 1-18				
Application Papers				
See the attached Notice of Draftsperson's Patent Draw	ving Review, PTO-948.			
The drawing(s) filed on is/are obj	ected to by the Examiner.			
☐ The proposed drawing correction, filed on	is approved disapproved.			
\square The specification is objected to by the Examiner.				
The oath or declaration is objected to by the Examiner.				
Priority under 35 U.S.C. § 119	•			
Acknowledgement is made of a claim for foreign priori	ty under 35 U.S.C. § 119(a)-(d).			
☐ All ☐ Some* ☐ None of the CERTIFIED copies	of the priority documents have been			
received.				
received in Application No. (Series Code/Serial N				
received in this national stage application from t	•			
*Certified copies not received:				
Acknowledgement is made of a claim for domestic price	ority under 35 U.S.C. § 119(e).			
Attachment(s)				
☐ Notice of References Cited, PTO-892				
☐ Information Disclosure Statement(s), PTO-1449, Paper	No(s)			
☐ Interview Summary, PTO-413	040			
☐ Notice of Draftsperson's Patent Drawing Review, PTO-	948			
☐ Notice of Informal Patent Application, PTO-152				
SEE OFFICE ACTION OF	N THE FOLLOWING PAGES			



Art Unit: 1713

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I. Claims 1-14, drawn to a catalyst component, classified in class 502, subclass 104.
 - II. Claims 15-18, drawn to a polymerization process, classified in class 526, subclass 127.
- 2. The inventions are distinct, each from the other because of the following reasons: Inventions of Group I and Group II are related as product and process of use. The inventions can be shown to be distinct if either or both of the following can be shown: (1) the process for using the product as claimed can be practiced with another materially different product or (2) the product as claimed can be used in a materially different process of using that product (MPEP § 806.05(h)). In the instant case the product as claimed can be used in a materially different process such as a process of isomerization or epoxidation of alkenes.
- 3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification and their recognized divergent subject matter, restriction for examination purposes as indicated is proper. Furthermore, the search required for Group I is not

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required for Group II, restriction for examination purposes as indicated is proper.

- A telephone call was made to Mr. John Palmer on January 22, 4. 1999 to request an oral election to the above restriction requirement, but did not result in an election being made.
- 5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to David Wu whose telephone number is (703) 308-2450. The examiner can normally be reached on weekdays from 9:00 am to 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Jeff Smith, can be reached on (703) 308-4345. The fax phone number for the organization where this application or proceeding is assigned is (703) 305-3599.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-2351.

DWW January 25, 1999

David W4 DAVID W. WU PRIMARY EXAMINER GROUP 4500-

1710